

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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HOUSE BILL 275

Short Title: No Stormwater Fees on Taxiways or Runways. (Public)

Sponsors: Representatives Conrad, Torbett, Presnell, and Hunter (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: State and Local Government II, if favorable, Finance

March 8, 2017

1 A BILL TO BE ENTITLED
2 AN ACT TO EXEMPT AIRPORTS FROM PAYING A STORMWATER UTILITY FEE
3 LEVIED ON RUNWAYS AND TAXIWAYS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 153A-277(a1) is amended by adding a new subdivision to read:

6 "(4) For airports, a county shall list separately the amount of a stormwater utility fee
7 levied on airport runways and taxiways from the amount levied on the
8 remainder of the airport property. An airport shall be exempt from paying a
9 stormwater utility fee levied on its runways and taxiways. To qualify for an
10 exemption under this subdivision, an airport shall use the amount of savings
11 realized from this exemption for attracting business to the airport and shall
12 provide certification to the county that the savings realized shall be used for this
13 purpose. Except as otherwise prohibited under federal law, and upon request, an
14 airport shall provide the levying county with evidence that the full amount of
15 savings realized from the exemption authorized under this subdivision has been
16 used or encumbered for the purpose set forth in this subdivision. Any amount of
17 savings realized from the exemption authorized under this subdivision that is
18 not used or encumbered for the purpose set forth in this subdivision shall be
19 remitted to the county to be used in accordance with applicable law governing
20 the use of stormwater utility fee proceeds. Savings realized from the exemption
21 authorized under this subdivision shall be in addition to, and not in lieu of, any
22 local funding provided by the county to the airport."

23 **SECTION 2.** G.S. 160A-314(a1) is amended by adding a new subdivision to read:

24 "(5) For airports, a city shall list separately the amount of a stormwater utility fee
25 levied on airport runways and taxiways from the amount levied on the
26 remainder of the airport property. An airport shall be exempt from paying a
27 stormwater utility fee levied on its runways and taxiways. To qualify for an
28 exemption under this subdivision, an airport shall use the amount of savings
29 realized from this exemption for attracting business to the airport and shall
30 provide certification to the city that the savings realized shall be used for this
31 purpose. Except as otherwise prohibited under federal law, and upon request, an
32 airport shall provide the levying city with evidence that the full amount of
33 savings realized from the exemption authorized under this subdivision has been
34 used or encumbered for the purpose set forth in this subdivision. Any amount of
35 savings realized from the exemption authorized under this subdivision that is



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1 not used or encumbered for the purpose set forth in this subdivision shall be
2 remitted to the city to be used in accordance with applicable law governing the
3 use of stormwater utility fee proceeds. Savings realized from the exemption
4 authorized under this subdivision shall be in addition to, and not in lieu of, any
5 local funding provided by the city to the airport."

6 **SECTION 3.** This act becomes effective January 1, 2018, and applies to fees levied
7 on or after that date.